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SOL (MSHA) V. GOODE CONTRACTORS
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Federal Mine Safety and Health Review Commission
Office of Administrative Law Judges

SECRETARY OF LABOR,
MINE SAFETY AND HEALTH
ADMINISTRATION (MSHA),
PETITIONER

Civil Penalty Proceeding

Docket No. WEVA 80-540
A.O. No. 46-03491-03005

v.

No. 1 Surface

GOODE CONTRACTORS,
RESPONDENT

DECISION AND ORDER

For the reasons set forth in the order to show cause and the Secretary's response, including counsel's oral withdrawal of her caveat to the suspension, it is ORDERED that the operator pay a penalty of \$1.00, and that payment be suspended, for the violation found. It is FURTHER ORDERED that the captioned matter be, and hereby is, DISMISSED.

Joseph B. Kennedy
Administrative Law Judge